

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
MARTINSBURG**

**UNITED STATES OF AMERICA,**

Plaintiff,

v.

**Criminal Action No. 3:19-CR-29  
(GROH)**

**MICHAEL KENNEDY,**

Defendant.

**STIPULATIONS**

Now come the parties to this action and hereby stipulate that the following exhibits are authentic and admissible:

- a. Government Exhibit Number 2, Dashboard Camera Video from Cruiser of Berkeley County Sheriff's Office Deputy Christopher Merson, November 18-19, 2018, Clip from 2:40 to 7:12;
- b. Government Exhibit Number 3, Dashboard Camera Video from Cruiser of Berkeley County Sheriff's Office Deputy David Ritchie, November 18-19, 2018, Clip from 1:55 to 5:10;
- c. Government Exhibit Number 4, Dashboard Camera Video from Cruiser of Berkeley County Sheriff's Office Deputy David Ritchie, November 18-19, 2018, Clip from 6:30 to 7:30;
- d. Government Exhibit Number 6, Microsoft PowerPoint Presentation titled Police Use of Force, West Virginia State Police Academy Cadet Class Curriculum for

Defendant; and

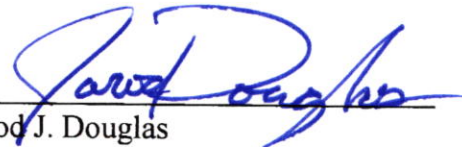
- e. Government Exhibit Number 8, Dashboard Camera Video from Cruiser of Berkeley County Sheriff's Office Deputy Christopher Merson, November 18-19, 2018, Clip from 4:50 to 7:13.


The parties further stipulate that the following exhibits are authentic but subject to the Court's ruling regarding their admissibility:


- f. Defendant Exhibit Number 1, Berkeley County Emergency Authority Report for J. H. (Victim) November 19, 2018; and
- g. Defendant Exhibit Number 2, Berkeley Medical Center Medical Records for J. H. (Victim) November 19, 2018.
- h. Defendant Exhibit Number 3, Entire Dashboard Camera Video from Cruiser of Berkeley County Sheriff's Office Deputy Christopher Merson, November 18-19, 2018.


WILLIAM J. POWELL  
UNITED STATES ATTORNEY

By:

  
Jarod J. Douglas  
Assistant United States Attorney

  
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Trial Attorney  
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Michael Kennedy, Defendant